

March 10, 1975

SENATOR KOCH: Mr. President and members of the body, it was at my request that we returned this bill from the Governor's office, which he allowed us to do and if it is correct parliamentary procedure, I would request that we reconsider our action and return the bill to Select File for a specific amendment. As you may or may not be aware of, the language in this bill is completely misunderstood.

PRESIDENT: Senator Koch. Excuse me, Senator Koch. I think the motion has to be made by a non-voter or someone who did not vote with the prevailing side. Senator Dickinson.

SENATOR DICKINSON: I believe I was on the prevailing side, Mr. President, and I would be willing to make a motion to return the bill for reconsideration.

PRESIDENT: Well, excuse me, I think Senator Koch could too. I am sorry. Senator Koch's moves the reconsideration of LB 126. Is there any further discussion. Senator Marsh.

SENATOR MARSH: Would this be the proper time to ask what kind of an amendment he had in mind? I would like to ask Senator Koch what amendment he had in mind before I vote to return it.

PRESIDENT: The chair ruled that that was not in order but the chair was overruled last time so there is no point going through that. Senator Koch, could you respond to Senator Marsh?

SENATOR KOCH: Senator Marsh, I don't know if you have had opportunity to read the bill but certainly the language is less than clarifying, I think, to most of us. My proposal is to merely add a new section to this bill which excludes Boards of Education from withholding dues of any type unless it was a negotiated item and the Board would agree to do this. The way it is now the Boards would be mandated to take out any types of dues, check-offs without a negotiated item and in good labor-management relations, I doubt that any of us believe that this should be placed into law where it would be mandated to them to do so.

PRESIDENT: Senator Barnett.

SENATOR BARNETT: Mr. President, members of the Legislature, it was my amendment that was put on there that evidently caused some confusion and I would say that Senator Koch is in the right direction and has the right idea and it isn't going to hurt it at all. It was our intent to do exactly as he is stating but the thing of it was some people are reading it that they may, some of them are reading it that they shall, so this should clarify it and make it perfectly acceptable to everybody. I would hope that we would back Senator Koch's idea.

PRESIDENT: Senator Frank Lewis.

SENATOR F. LEWIS: Mr. Chairman, I just received a copy of this amendment so I have one or two questions of Senator Koch. Senator Koch, as I read this and I just read it very